

**Fax**

Eli Lilly and Company  
Lilly Corporate Center  
Indianapolis, Indiana 46285  
U.S.A.


**Patent Division****Date: May 14, 2001**

**To: Examiner James Ketter**  
**Company: USPTO**  
**Fax: 703-305-7939**  
**Phone: 703-308-1169**

**From: Brian P. Barrett**  
**Fax: 317-276-3861**  
**Phone: 317-276-7243**  
**Total Pages: 7**

**Subject: Application Serial No. ~~09/384,327~~ 09/384,327**

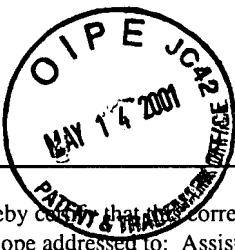
RECEIVED AS  
OFFICIAL

TC 1600 FAX CENTER  
5/14/01 

If there are any transmittal problems please call D'Leah Sanders at (317) 276-1669.

This facsimile message is intended only for the individual to whom it is addressed and may contain information that is privileged, confidential or exempt from disclosure under applicable law. If you have received this facsimile in error, please notify us immediately by telephone (collect), and return the original message to us at the above address via U.S. Postal Service.

**Answers That Matter.**



GP/636

#14

CERTIFICATE OF MAILING

I hereby certify that the correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on the date appearing below.

By JSK/roader ELI LILLY AND COMPANY Date 5-3-01

Patent  
Attorney's Docket No. X-6606M

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Reissue Application of )  
U.S. Patent No. 5,681,932 )  
Brian W. GRINNELL ) Group Art Unit: 1636  
Application No.: 09/384,327 ) Examiner: James Ketter  
Filed: August 26, 1999 )  
For: METHOD OF USING EUKARYOTIC )  
EXPRESSION VECTORS )  
COMPRISING THE BK VIRUS )  
ENHANCER )

RECEIVED  
MAY 17 2001  
TECH CENTER 1600/29C

**COMMUNICATION**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Enclosed is a "Reissue Patent Application Statement as to Loss of Original Patent" signed by Inventor Brian W. Grinnell.

Entry of the foregoing additional document to the above-identified reissue application is respectfully requested.

Respectfully submitted,  
Brian P. Barrett  
Brian P. Barrett  
Attorney for Applicants  
Registration No. 39,597  
Phone: 317-276-7243

Eli Lilly and Company  
Patent Division/BPB  
Lilly Corporate Center  
Indianapolis, Indiana 46285  
May 2, 2001



**In re Reissue Application of  
U.S. Patent No. 5,681,932**

Brian W. GRINNELL

Application No.: 09/384,327

Filed: August 26, 1999

**For: METHOD OF USING EUKARYOTIC  
EXPRESSION VECTORS  
COMPRISING THE BK VIRUS  
ENHANCER**

Group Art Unit: 1636

Examiner: James Ketter

RECEIVED

MAY 17 2001

TECH CENTER 1600/2900

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

I hereby state that I am the applicant for a reissue patent based on the above-identified original patent. I hereby state that the ribboned original patent grant is lost or inaccessible.

Respectfully submitted,

By:

Brian W. Grinnell

Inventor

3625 East 71<sup>st</sup> Street  
Indianapolis, Indiana 46220

Date: May 2, 2001